

REMARKS

Sequence Listing

As discussed with the Examiner, no amendment of the sequence listing is in fact necessary.

Claim Amendments

After entry of this amendment, claims 6-10, and 22 are pending.

The amendment filed April 23, 2007, failed to incorporate amendments to Claim 6 made in the amendment filed March 7, 2006. Claim 6 is now amended to reflect the amendments made in the paper filed March 7, 2006, and to address objections made in the Office Action mailed July 17, 2007. Specifically, "glutamic acid" replaces "glutamate", "cyclohexylmethylstatine" replaces "cyclohexylmethyistatine", and the phrase " wherein the phenyl group may optionally have mono or di substitution chosen from the group consisting of Cl, F, Br, methyl and methoxy " has been deleted to conform claim 6 to the claim as amended by the March 7, 2006 amendment. In addition, the period in the term "V, A. E and F" has been replaced with a comma to correct the typographical error introduced into the claim in the amendment filed September 25, 2005.

Applicants respectfully submit that the Examiner's rejection to claim 6 as indefinite under 35 U.S.C. 112, second paragraph, based on the term "wherein the phenyl group may optionally have" is moot given the amendments described above. Therefore claim 6 is now in condition for acceptance.

Claims 8 and 9 were rejected because they were dependent on rejected claim 6. Because claim 6 is now in condition for acceptance based on the amendments described above, claims 8 and 9 are also in condition for acceptance.

Claims 7, 10, and 22 were objected to because they were dependent from rejected claims (claims 6, 9, and 6, respectively). Because claims 6 and 9 are now in condition for acceptance, claims 7, 10 and 22 are also in condition for acceptance.

Appl. No. 09/730,329
Amdt. dated September 28, 2007
Amendment under 37 CFR 1.116 Expedited Procedure
Examining Group 1653

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



Joe Liebeschuetz
Reg. No. 37,505

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 650-326-2400
Fax: 415-576-0300
Attachments
JOL:sjj
61167715 v1